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RETAIL DECISIONS, INC.

22 UNITED STATES DISTRICT COURT  
23 NORTHERN DISTRICT OF CALIFORNIA  
24 SAN FRANCISCO DIVISION

1 CYBERSOURCE CORPORATION,  
 2 Plaintiff,  
 3 v.  
 4 RETAIL DECISIONS, INC.,  
 5 Defendant.

Case No. 3:04-CV-03268-MHP

**FURTHER STIPULATION AND  
 PROPOSED ORDER  
 REGARDING DEADLINE FOR  
 FILING JOINT CLAIM  
 CONSTRUCTION AND  
 PREHEARING STATEMENT**

6  
 7 Subject to the Court's approval, Plaintiff CyberSource Corporation and Defendant Retail  
 8 Decisions, Inc. (collectively, the "Parties"), by and through their respective attorneys, hereby  
 9 stipulate that:

10 1. Pursuant to the Court's September 19, 2008 Order (Docket No. 103), the deadline  
 11 for filing the Parties' Patent Local Rule 4-3 Joint Claim Construction and Prehearing Statement  
 12 ("Joint Statement") was Friday, December 12, 2008.

13 2. On Friday, December 12, 2008, the Parties submitted a Stipulation and Proposed  
 14 Order (Docket No. 155) to postpone this deadline to Thursday, December 18, 2008. This  
 15 Stipulation and Proposed Order has not yet been approved by the Court.

16 3. The Parties are continuing their meet and confer discussions for the purposes of  
 17 narrowing the issues for claim construction and finalizing the preparation of the Joint Statement,  
 18 and would benefit from having one additional day beyond this proposed deadline to continue their  
 19 meet and confer discussions.

20 4. The Parties respectfully request that the deadline for the Joint Statement and other  
 21 Patent Local Rule 4-3 requirements be postponed one additional day, to Friday,  
 22 December 19, 2008.

23 5. Pursuant to Local Rule 6-2(a)(3), this time modification would have no other  
 24 effect on the schedule for the case.

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1 Dated: December 16, 2008

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3 KARL J. KRAMER  
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J. RYAN GILFOIL  
4 MORRISON & FOERSTER LLP

5 By: /s/ Marc J. Pernick  
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7 Attorneys for Plaintiff  
8 CYBERSOURCE CORPORATION

9 Dated: December 16, 2008

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12 JAMES R. MYERS  
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14  
15 By: /s/ James W. Soong  
16 James W. Soong  
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17 Attorneys for Defendant  
18 RETAIL DECISIONS, INC.

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
20

21 Dated: 12/17/2008



1 I, MARC J. PERNICK, am the ECF User whose ID and password are being used to file  
2 this STIPULATION AND PROPOSED ORDER REGARDING CLAIM CONSTRUCTION  
3 DEADLINES. In compliance with General Order 45, X.B., I hereby attest that James W. Soong  
4 has concurred in this filing.

5 Dated: December 16, 2008

MORRISON & FOERSTER LLP

6 By: /s/Marc J. Pernick

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